

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 10, 2003

DIVISION ONE

B156528 Bradley (Certified for Publication)
v.
Perrodin

Andrews
v.
Irving

In Perrodin's appeal, we reverse the judgment for Bradley and enter judgment for Perrodin. The certificate of election for Bradley is annulled; a new certificate of election shall be issued to Perrodin. Perrodin is awarded costs, but not attorney fees, on appeal.

In Irving's appeal, we affirm the portion of the judgment annulling Irving's election under section 16100, subdivision (c), for having committed offenses against the elective franchise. Under section 16100, subdivision (c), Irving is disqualified from seeking or filling the council seat she had sought in the 2001 election, for the remainder of that 2001 term. The certificate of election for Irving is annulled. We reverse the portion of the judgment imposing a lifetime disqualification from public office against Irving under section 18501. Irving shall bear her own costs.

We reverse the portion of the judgment declaring Andrews the winner of the June 5, 2001, city council runoff election. The June 5, 2001, runoff election between Andrews and Irving is annulled and set aside in its entirety. The certificate of election for Andrews is annulled, and Andrews' city council seat shall be vacant upon the finality of this opinion. Andrews shall bear her own costs.

Ortega, J.

We concur: Spencer, P.J.
Mallano, J.

March 10, 2003 (Continued)

DIVISION ONE (Continued)

B159129 People (Not for Publication)
v.
Beltran

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Ortega, J.

DIVISION TWO

B154854 Streit, et al. (Not for Publication)
v.
American Drug Stores, Inc.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Doi Todd, J.

B156645 Bob M. Cohen & Associates Law Corporation (Not for Publication)
v.
Gilbert, Frank, Ollanik & Komyatte, P.C., et al.

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

DIVISION TWO (Continued)

B159189 Daftari (Not for Publication)

v.

Willow Tree Apartments, et al.

The judgment is affirmed.

Boren, P.J.

We concur: Nott, J.

Doi Todd, J.

B159213 People (Not for Publication)

v.

Dumas

The Court:

The judgment is affirmed.

Boren, P.J., Nott, J., Doi Todd, J.

B158284 People (Not for Publication)

v.

Silius V.

The Court:

The judgment is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

B157985 People (Not for Publication)

v.

Ross

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.

Ashmann-Gerst, J.

March 10, 2003 (Continued)

DIVISION TWO (Continued)

B156334 People (Not for Publication)
v.
Avila

The appeal is dismissed as to the issue concerning deferred entry of judgment, and the judgment is affirmed.

Boren, P.J.

We concur: Nott, J.
Ashmann-Gerst, J.

B157082 People (Not for Publication)
v.
McMann

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

DIVISION THREE

B156803 Kriston L. Pon (Not for Publication)
v.
Paul J. Sheehan

The judgment is affirmed. Respondent(s) to recover costs.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B158018 McCain (Not for Publication)

v.

Certified Grocers of California

The judgment is affirmed.

Epstein, Acting P.J.

We concur: Hastings, J.
 Curry, J.

B155744 Scognamillo (Certified for Publication)

v.

Herrick et al.

The order denying defendants' motion to vacate the default is affirmed.
The default judgment is affirmed in part, and reversed in part as explained
in this opinion. The parties are to bear their own costs on appeal.

Vogel (C.S.), P.J.

We concur: Epstein, J.
 Curry, J.

DIVISION FIVE

B156659 Julissa Lopez, et al. (Not for Publication)

v.

21st Century Insurance Company

The judgment is affirmed. Plaintiffs, Julissa Lopez and Lourdes Lopez, are
to recover their costs on appeal from defendant, 21st Century Insurance
Company.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

March 10, 2003 (Continued)

DIVISION FIVE (Continued)

B158514 Felipe Cedillo
v.
Workers Compensation Appeals Board
Jaime Rodriguez et al., Respondent

Filed order denying petition for rehearing. Armstrong, J would grant the petition.

DIVISION SIX

B152439 People (Not for Publication)
v.
Hinzo

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Perren, J.

DIVISION SEVEN

B155652 Goode (Not for Publication)
v.
Fir Lane Funeral Home & Memorial Park, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Johnson, Acting P.J.
Munoz, J. (Assigned)

DIVISION SEVEN (Continued)

B157808 Fuego Cubano Corp. (Not for Publication)

v.

Equipment Sales & Service, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Perluss, P.J.

Johnson, J.

B161332 Los Angeles County, D.C.S. (Not for Publication)

v.

Renee S.,

In re Kekoa S., et al.

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.

Munoz, J. (Assigned)

B163659 Leslie H. (Not for Publication)

v.

Superior Court, Los Angeles County
(DCFS, r.p.i.)

The petition is denied.

Woods, J.

We concur: Perluss, P.J.

Johnson, J.

DIVISION SEVEN (Continued)

B159729 Los Angeles County, D.C.S. (Not for Publication)

v.

Olem M. and Sherry T.

In re Anthony M. et al.,

The detention and disposition orders and the order terminating parental rights are reversed and the matter is remanded to the juvenile court with directions that within 10 days of the remittitur, pursuant to ICWA and rule 1439, the Department provide the three Cherokee tribes and the BIA with proper notice, which should include the maternal grandmother's name and other pertinent information, of the pending proceedings and that the Department file proof of the receipt of such notice by the tribes, along with a copy of the notices and any responses, with juvenile court.

If, after notice is properly given, no tribe responds indicating the children are Indian children within the meaning of ICWA, the court shall reinstate the detention, disposition and termination of parental rights orders. If a tribe determines the children are Indian children, the juvenile court shall conduct the detention and disposition hearings applying the provisions of the ICWA, Indian Welfare and Institutions Code section 360.6 and rule 1439.

Woods, J.

We concur: Johnson, Acting P.J.
 Munoz, J. (Assigned)

B155858 People (Not for Publication)

v.

Murphy

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
 Munoz, J. (Assigned)

B164434 Citizens Organized for Smart Transit v. Los Angeles MTA
B164792 Citizens Organized for Smart v. L.A. County Transportation Authority

Filed order consolidating above captioned appeals.

March 10, 2003 (Continued)

DIVISION SEVEN (Continued)

B157277 People (Not for Publication)
v.
McCann

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Johnson, J.

B152076 People (Not for Publication)
v.
Arenz

The judgment is affirmed.

Woods, J.

We concur: Johnson, Acting P.J.
Munoz, J. (Assigned)

B156989 People (Not for Publication)
v.
Adkins

The cause is remanded for the calculation and award of presentence conduct credits in accord with the law in effect at the time of the offenses. The superior court is directed to amend the abstract of judgment to reflect the correct presentence conduct credits and to send a copy of the amended abstract to the Department of Corrections. In all other respects, the judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Johnson, J.